

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

Applicant(s): Michael Shoen Davis, et al.

Docket No.

131713-1

Application No.
10/748,941Filing Date
December 30, 2003Examiner
V. ChenGroup Art Unit
1773Invention: **A FORMABLE THERMOPLASTIC MULTI-LAYER LAMINATE, A FORMED MULTI-LAYER LAMINATE, AN ARTICLE, AND A METHOD OF MAKING AN ARTICLE****RECEIVED
CENTRAL FAX CENTER****DEC 01 2005**I hereby certify that this Response to Restriction Requirement (2 pages)
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE DEC 01 2005

APPLICANT: Michael Shoen Davis et al.)
SERIAL NO.: 10/748,941) Group Art Unit: 1773
FILED: December 30, 2003)
FOR: A FORMABLE THERMOPLASTIC)
MULTI-LAYER LAMINATE, A FORMED)
MULTI-LAYER LAMINATE, AN) Before the Examiner:
ARTICLE, AND A METHOD OF MAKING) V. Chen
AN ARTICLE)

Via Facsimile (571) 273-8300
Commissioner for Patents
Alexandria, VA 22313

RESPONSE TO RESTRICTION REQUIREMENT
PURSUANT TO 35 U.S.C. §121

Sir:

This is in response to the Restriction Requirement dated November 1, 2005. The Examiner contends that Group I, Claims 1 – 39, are drawn to a multilayer laminate, classified in Class 428, subclass 480+, while Group II, Claims 40 – 46, are drawn to a method of using a multilayer laminate, classified in Class 264, subclass 299+. The Examiner further contends that the above-identified application comprises 3 categories comprising separate patentably distinct species: Category (a) comprises Species I, Claims 3 – 4; Species II, Claims 5 – 6; and Species III, Claim 7; Category (b) comprises Species I, Claims 11 – 12; and Species II, Claim 13; Category (c) comprises Species I, Claims 30 – 31; and Species II, Claims 32 – 35. Pursuant to 35 U.S.C. §121 the Examiner requires election of a group as well as election of a single species in each of Categories (a) – (c) for prosecution on the merits.

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Accordingly, pursuant to 35 U.S.C. §121, Applicants hereby elect Group I, Claims 1 – 39. Regarding the species, Applicants hereby elect:

- in Category (a), Species II, Claims 5 – 6;
- in Category (b), Species I, Claims 11 – 12; and
- in Category (c), Species I, Claims 30 – 31.

This election is being made without prejudice to Applicants' rights with respect to: Group II; Category (a), Species I and III; Category (b), Species II; and Category (c), Species II; including the right to file divisional applications thereon.

If there are any charges with respect to this Restriction Requirement, or otherwise, please charge them to Deposit Account No. 50-3621.

Respectfully submitted,

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